

Wiggin and Dana LLP  
One City Place  
185 Asylum Street  
Hartford, Connecticut  
06103-3402

860.297.3700  
860.525.9380 fax  
www.wiggin.com

**RECEIVED  
CENTRAL FAX CENTER**

**FEB 24 2009**

WIGGIN AND DANA

*Counsellors at Law*

## Telefax Transmittal

---

**Date:**

February 24, 2009

---

**To / Company / Telefax:**

Mail Stop Amendment / U. S. Patent Office / 571.273.8300

---

**From:**

Todd E. Garabedian, Ph.D.

---

**Telephone / Email:**

860.297.3716/tgarabedian@wiggin.com

---

**Client / matter code:**

17451/8

---

**Please copy:**

---

**We will copy:**

---

**Special Instructions**

RE: U. S. Serial No. 10/563,310  
Attorney Docket No. 102821-202

Ladies, Gentlemen: Please check the contents attached herewith and verify that the following items were enclosed by sending confirmation to the above-noted facsimile number.

- Transmittal Form PTO/SB/21 (1 Page); and
- Response to Restriction Requirement (3 Pages).

Please process the attached Response to Restriction Requirement. Please do not hesitate to contact me if you have any questions.

Thank you.

88888888\1939952422.1

4 page(s) following this page

This message is intended for the use of the individual or entity to which it is addressed and may contain information that is privileged, confidential and exempt from disclosure. If the reader of this message is not the intended recipient or an employee or agent responsible for delivering the message to the intended recipient, you are hereby notified that any dissemination, distribution or copying of this message is strictly prohibited. If you have received this communication in error please notify us immediately by telephone and return the original message to us by mail. Thank you.

**RECEIVED**  
**CENTRAL FAX CENTER**

**FEB 24 2009**

PTO/SB/21 (01-09)

Approved for use through 02/28/2009. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

<b>TRANSMITTAL FORM</b>  <small>(to be used for all correspondence after initial filing)</small>	Application Number	10/563,310	
	Filing Date	May 12, 2006	
	First Named Inventor	Jorgen Carlsson et al.	
	Art Unit	1645	
	Examiner Name	Swartz, Rodney P.	
Total Number of Pages In This Submission		4	
		Attorney Docket Number	102821-202

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement  <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/ Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Other Enclosure(s) (please identify below):
Remarks Enclosed is a Response to Restriction Requirement (3 Pages)		

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**

Firm Name	Wiggin and Dana LLP - Customer No. 27267		
Signature	<i>Todd E. Garabedian</i>		
Printed name	Todd E. Garabedian, Ph.D.		
Date	24 FEB 2009	Reg. No.	39,197

**CERTIFICATE OF TRANSMISSION/MAILING**

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

Signature	<i>Todd E. Garabedian</i>		
Typed or printed name	Todd E. Garabedian, Ph.D.	Date	24 FEB 2009

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

RECEIVED  
CENTRAL FAX CENTER

FEB 24 2009

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

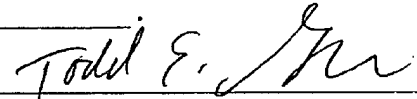
In re application : JÖRGEN CARLSSON ET AL.  
Serial No. : 10/563,310  
Filed : May 12, 2006  
For : POLYPEPTIDES HAVING BINDING AFFINITY  
FOR HER2  
Examiner : Swartz, Rodney P.  
Attorney Docket : 102821-202  
Group Art Unit : 1645  
Confirmation No. : 6946  
Customer No. : 27267

\* \* \* \* \*

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being sent by  
facsimile transmission to the U.S. Patent and Trademark Office  
at 571-273-8300, on 24 FEB 2009

By

  
Todd E. Garabedian, Ph.D.  
Registration No. 39,197  
Attorney for Applicants

\* \* \* \* \*

RESPONSE TO RESTRICTION REQUIREMENT

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In response to the Restriction Requirement mailed January  
28, 2009, Applicants submit the following remarks: